G. R. S. IX-5]

Preserve

Previous references.

File No. 23-17

1917-18

Serial Nos. 1+2

(Courts)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1+2

Part B for July 1917

SUBJECT.

Extradition of Mohamed Sheik Ebrahim accused of cheating —.

---

2) To The District Magistrate Bangalore District

No J 348 dt 31-7-1917

States that as there is not sufficient evidence in the case the extradition warrant cannot be applied for.

W. & S.—G.P.B.—52,000—24-7-16.

Md Abdur Rahman Khan
16.8.1917

171

(1)

G. R. S. 11] 1917.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 23-17

FILE HEADING.

Extradition of Mahamed Sheik Ebrahim accused of Cheating.

From

The District Magistrate, Bangalore.

No. R.O.C. 890/17-18 Dated 19.7.17 Received 20.7.17

Diary No. J-171	Enclos.	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Submits an application for the surrender of Mahamed Sheik Ebrahim

NOTES AND ORDERS.

Subd with a draft.

ASR 23/7 PLL.

2) The facts of the case are very clear. The accused is said to have entered into a written agreement with the petitioner for bringing to Bangalore a set of actors and arranged for 24 performances, and

NOTES—First Sheet.

171.

WD 1233—GPB—60,000—1-12-16—S.

(2

G. R. S. III-2]

General and Revenue Secretariat. | As File No. 23 of 1917-18.

Serial No.

received Rs 300/- in advance. It is now alleged that he failed to perform his contract, and that he committed cheating. A breach of contract does not amount to cheating unless there is evidence to show that there is fraudulent or dishonest intention to deceive, and a false representation. There is no evidence in this case of any such ~~fraud~~ deceit. No document has been produced to show that the accused denied the agreement or the receipt of money or that he fraudulently got the complainant to part with the money which is in fact by not acting up to the terms of the agreement.

3) If approved, the District Magistrate will be informed that as there is not sufficient evidence, the extradition warrant cannot be applied for.

Ex 24/7

First Member)

343/26.7

4) Yes. I agree

Ex 25/7

5) Draft-

Ex 25/7

6) Draft sent for sig. HH

Issue Ex 30/7

P.T.O

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

(3

G. R. S. III-2]

General and Revenue Secretariat.

Courts File No. 23 of 1917.

Serial No. 2

To, The Dt Magte
Bangalore Dt

No J 348 31st July 1917

States that as there is not Sufficient evidence in the Case the extradition warant Cannot be applied for.

NOTE—Contn. sheet.

Office of the District Magistrate,

Bangalore District,

Dated, Bangalore, the 18th July 17.

14

From

P.F. Bowring, Esq.,

District Magistrate,

Bangalore District.

To

D.M. Narasinga Rao, Esq., B.A., B.L.,

Secretary to the Government of Mysore,

General Department.

DIARY No. C...
19[illegible]
[illegible]TION Cau5
[illegible] 2317
[illegible]

Sir,

I have the honour to state that one Mahomed Sheik Ebrahim is accused of the offence of cheating under Section 420 Indian Penal Code, in Miscellaneous Case No:391 of 16-17 on the file of the City Magistrate, Bangalore. The accused is said to be residing in Trichinopoly. The records show that a prima facei case has been made out against the accused. The records of the case with an English Translation of the depositions of witnesses and an application for the -- issue of an extradition warrant are herewith submitted.

In the circumstances, I request that the Hon'ble the British Resident in Mysore may kindly be moved for the issue of an extradition --- warrant for the surrender of the said accused Mahomed Sheik Ebrahim before the City Magistrate, Bangalore.

I have the honour to be,

Sir,

Your most obedient servant,

District Magistrate,
Bangalore District.

D.V.R.

4

1917

From The District Magistrate
Bangalore Dist
Bangalore

To The Secretary to Govt.
General Dept.
Bangalore

Dated 18
Despatched 19.7.17

Received

General No. R.O.C 890
No (Secy) 17.18

Enclosure No. one file.

Submits records and an application for the Surrender of one Mohamad Sheik Ibrahim before the City Magistrate, Bangalore -

CHIEF SECRETARIAT
I.I
GENERAL JUDICIAL
20 JUL 1917

GPE—5,76,000—6-4-12

5

Application for a Warrant under Act XXI of 1879, the foreign Jurisdiction and Extradition Act.

1. Officer to whom the warrant should be issued.	The District magistrate of Trichinop-ally.
2. Magistrate of the District who wants the warrant issued.	District magistrate Bangalore.
3. Name and description of accused person	Mahamed shaik Ebrahim S-ab now working in Abdul - Rahimons leather shop at - Trichinop-ally.
4. Where or under whose custody the accused person is supposed to be.	Nil -
5. Name of the offence committed, and section of the Indian Penal Code under which the accused is charged.	Cheating Sec: 420 I. P. C.
6. Officer to whom the accused should be surrendered.	City magistrate Bangalore
7. Place at which the accused should be delivered.	Bangalore.
8. Whether the accused is a British subject, a subject of Mysore, or to which State he belongs.	British Subject.

Dt: magistrate

OFFICE OF THE ~~DEWAN OF MYSORE~~,

Bangalore, Dated 16-7-1917.

GPB—949—13-11-12

District magistrate
~~Under Secretary.~~
Bangalore District.

16

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to .. J171 .....

Section Cant5

File No. 23-17

Serial No. 2

GENERAL AND REVENUE SECRETARIAT

(Cant5)

, *the* 191 .

No. J348 (Records)

Date of issue 31/7/17

Signed by W. G. Srinivasa

To

The District Magistrate

Bangalore d.

Sir,

With reference to your letter no R.O.C 850 Sub 17-18 dt 15.7.17 submitting an application for the surrender of one Mahomed Sheik Ibrahim accused of Cheating, I am directed to state that as there is not sufficient evidence in the case, the extradition warrant cannot be applied for.

2. The records received with

over.

July 2017